

FACSIMILE COVER SHEET

Date: April 8, 2005

To: Ms. Latima Owens
Legal Instruments Officer
United States Patent
& Trademark Office

Fax No: 571-273-0545

From: Magdalena O. Cilella, Ph.D.
Tel. No: 312-245-5398

Serial No. 10/734,096
Client No: 11930/135

No. of Pages
(inc. this page): 19

Confirmation Copy To Follow: Yes No

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COVER MESSAGE:

**BRINKS
HOFER
GILSON
& LIONE**

A Professional Corporation
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|---|--|--|
| CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8 I hereby certify that this correspondence, totaling <u>18</u> pages including rected attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-0545 on the below date: Date: <u>April 8, 2005</u> Name: <u>Magdalena O. Cilella, Ph.D.</u> Signature: <u>Magdalena Cilella</u> | | |
|---|--|--|

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& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Goldstein, Steven et al.

Appln. No.: 10/734,096

Filed: December 11, 2003

For: **RADICAL RETARDANT
CRYOPRESERVATION SOLUTIONS**

Examiner: Barnhart, Lora
Elizabeth

Art Unit: 1651

Attorney Docket No: 11930/135

Mail Stop Amendment
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Response with copy of pages 3-16 previously submitted.
☐ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

| | | | | | Small Entity | | | Not a Small Entity | |
|---|----------------------------------|-------|---------------------------------|---------------|--------------|-----------|----|--------------------|-----------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | Add'l Fee | or | Rate | Add'l Fee |
| Total | | Minus | | | x \$25= | | | x \$50= | |
| Indep. | | Minus | | | x 100= | | | x \$200= | |
| First Presentation of Multiple Dep. Claim | | | | | + \$180= | | | + \$360= | |
| | | | | | Total | \$ | | Total | \$ |

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Date

4/8/05

Respectfully submitted,

Magdalena Cilella
 Magdalena O. Cilella, Ph.D. (Reg. No. 56,619)
 Agent for Applicants

| | | |
|--|--|--|
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| Total | | Minus | | | x \$25= | | | x \$50= | |
| Indep. | | Minus | | | x 100= | | | x \$200= | |
| First Presentation of Multiple Dep. Claim | | | | | + \$180= | | | + \$360= | |
| Total | | | | | \$ | | | Total \$ | |

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Date

4/8/05

Respectfully submitted,

Magdalena Citella
 Magdalena O. Citella, Ph.D. (Reg. No. 56,619)
 Agent for Applicants

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faxed to the U.S. Patent and Trademark Office, at
Fax Number 571-273-0545 on

April 8, 2005

Date of Deposit

Magdalena O. Cilella, Ph.D.

Name of applicant, assignee or
Registered Representative



Signature

April 8, 2005

Date of Signature

Our Case No. 11930/135

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Goldstein, Steven et al.

Examiner: Barnhart, Lora Elizabeth

Serial No. 10/734,096

Group Art Unit No. 1651

Filing Date: December 11, 2003

For: RADICAL RETARDANT
CRYOPRESERVATION SOLUTIONS

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment of April 4, 2005,
Applicants respectfully state that Applicants submitted a complete listing of claims in
Applicants' Preliminary Amendment and Response to Restriction Requirement, filed

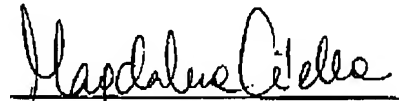
Application No.: 10/734,096
Reply to Communication of April 4, 2005

March 2, 2005. Please note that there were total of 19 pages of the Preliminary Amendment and Response submitted. However, it appears that pages 3-5, listing claims 1-23, of the Applicants' Amendment and Response were misplaced. Accordingly, to further the prosecution, Applicants are providing the Patent Office with previously submitted pages 3-16, including the complete listing of claims 1-110, of the Applicants' Amendment and Response to Restriction Requirement of March 2, 2005.

Applicants respectfully submit that the present application is now in condition for examination.

Respectfully submitted,

Dated: April 8, 2005



Magdalena O. Cilella, Ph.D.
Reg. No. 56,619
Agent for Applicant
Customer No. - 00757 Brinks Hofer
Gilson & Lione

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